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| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 09/865,420  | 05/29/2001  | Mitsuru Ohkubo       | 20562SUS0CONT       | 6383             |
| 22850   | 7590        | 10/01/2004           | EXAMINER            |                  |
| OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.<br>1940 DUKE STREET<br>ALEXANDRIA, VA 22314 |             |                      | ROBINSON, BINTA M   |                  |
|   |             |                      | ART UNIT            | PAPER NUMBER     |
|   |             |                      | 1625                |                  |

DATE MAILED: 10/01/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

|                          |                                      |                                      |  |
|--------------------------|--------------------------------------|--------------------------------------|--|
| <b>Interview Summary</b> | <b>Application No.</b><br>09/865,420 | <b>Applicant(s)</b><br>OHKUBO ET AL. |  |
|                          | <b>Examiner</b><br>Binta M Robinson  | <b>Art Unit</b><br>1625              |  |

All participants (applicant, applicant's representative, PTO personnel):

- (1) Binta M Robinson. *BMA 9/17/04* (3) \_\_\_\_\_  
 (2) Thomas Cunningham. *TC* (4) \_\_\_\_\_

Date of Interview: 17 September 2004.

Type: a) ☐ Telephonic b) ☐ Video Conference  
 c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.  
 If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: all.

Identification of prior art discussed: \_\_\_\_\_.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☒ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

\_\_\_\_\_  
 Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Mr. Cunningham indicated that all of the double patenting rejections will be addressed by filing a terminal disclaimer. The attorney pointed out that claim 20 does not fall under statutory double patenting but an obvious double patenting rejection and also would be overcome with a terminal disclaimer. The attorney will address the 112, first paragraph enablement of claim 23. The applicant will consider providing a review article to address the rejection of claim 23 under 112, first paragraph. The examiner recommends cancelling claim 23..